THE HON'BLE SRI JUSTICE S.ANANDA REDDY

Writ Petition No.20280 of 2007

27.09.2007

Between

Pemmanaboina Venkatarao

…Petitioner

And

The Superintendent Engineer (Roads & Buildings), East Godavari District at Kakinada and another.

…Respondents

THE HON'BLE SRI JUSTICE S.ANANDA REDDY

Writ Petition No.20280 of 2007

ORDER:

This writ petition is filed aggrieved by the proposed action of the respondents in dispossessing the petitioner from his property bearing D.No.1-99/2 situated at Kondagunturu village, Rajanagaram Mandal, East Godavari District without issuing any notice or initiating proceedings under the Land Acquisition Act, 1894.

The petitioner claims that he is the owner of the property referred to above having succeeded to the same which is an ancestral property and in possession of the petitioner and his family for the last 80 years. It is stated that there is an existing drainage canal passing in front of the house of the petitioner and that to lay another

drainage canal, the respondents are proposing to dispossess the petitioner from part of his property. Hence, the present writ petition.

Heard both sides and considered the martial on record.

In the circumstances, the writ petition is disposed of, at the admission stage, directing the respondents not to dispossess the petitioner from his property referred to above without following due process of law or without obtaining the consent of the petitioner. No costs.

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27.09.2007

VGB